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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

United States of America,

Plaintiff,

v.

Vu Nguyen,

Defendant.

Case No. 2:03-cr-00158-KJD-PAL-1

**Stipulation to Continue
Deadlines**

(First Request)

It is hereby stipulated and agreed, by and between Nicholas A. Trutanich, United States Attorney, and Elizabeth O. White, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Cristen C. Thayer, Assistant Federal Public Defender, counsel for Vu Nguyen, that the following deadlines, as ordered by this Court (ECF. No. 254) be extended.

1 Specifically, the parties stipulate and agree the previously ordered
2 deadlines for Petitioner's Supplemental Brief in Support of his § 2255 Motion,
3 which is currently due October 18, 2019, the Government's Supplemental Brief,
4 which is currently due November 1, 2019, and the Petitioner's Reply, which is
5 currently due within seven days of the Government's Supplemental Brief, be
6 vacated.

7 The parties further stipulate and agree Petitioner shall have to and
8 including **November 18, 2019**, within which to file the Petitioner's
9 Supplemental Brief in Support of his § 2255 Motion, the Government shall have
10 to and including **December 18, 2019**, within which to file the Government's
11 Supplemental Brief—with both the Petitioner's and the Government's
12 Supplemental Briefs squarely addressing the Court's inquiry of which prong
13 under which Petitioner was convicted or sentenced, and Petitioner shall have to
14 and including **14 days** following the filing of the Government's Supplemental
15 Brief within which to file a Reply directly addressing the Government's
16 arguments

17
18 The Stipulation is entered into for the following reasons:

19 1. Petitioner's counsel requires additional time to adequately prepare
20 the Petitioner's Supplemental Brief in Support of his pending 28 U.S.C. § 2255
21 Motion.

22 2. The parties agree to the continuance of the deadlines as set forth
23 herein.

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1 3. This is the first stipulation to continue the supplemental briefing
2 schedule.

3 Dated: October 18, 2019.
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5 RENE L. VALLADARES
6 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

7 By: /s/ Cristen C. Thayer
8 Cristen C. Thayer
9 Assistant Federal Public Defender

By: /s/ Elizabeth O. White
Elizabeth O. White
Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

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4 United States of America,

5 Respondent-Plaintiff,

6 v.

7 Vu Nguyen,

8 Petitioner-Defendant.
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Case No. 2:03-cr-00158-KJD-PAL-1

Findings of Fact and Order

11 **FINDINGS OF FACT**

12 Based on the pending Stipulation of counsel, and good cause appearing
13 therefore, the Court finds that:

14 1. Counsel for the Petitioner needs additional time in order to
15 adequately prepare the supplemental brief requested of the parties by the Court.
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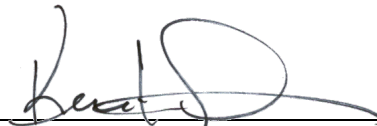
17 2. The parties agree to the continuance of the deadlines as set forth
18 herein.

19 3. This is the first stipulation to continue the supplemental briefing
20 deadlines
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1 **ORDER**

2 It is therefore ordered that the Petitioner's Supplemental Brief in Support
3 of his § 2255 Motion is due November 18, 2019, and the Government's
4 Supplemental Brief is due December 18, 2019, with both the Petitioner's and the
5 Government's Supplemental Briefs to squarely address the issue of which prong
6 the Petitioner was convicted or sentenced under; and the Petitioner's Reply is due
7 within 14 days of the filing of the Government's Supplemental Brief, and is to
8 directly address the Government's arguments.
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10 Dated: October 22, 2019.
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14 UNITED STATES DISTRICT JUDGE
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